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DEC 10 1996

PAT. & T.M. OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Trademark Trial and Appeal Board  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

BAC

*#26*  
Cancellation No. 24,108

Galleon S.A., Bacardi-  
Martini U.S.A., and  
Bacardi & Company Limited

v.

Havana Club Holding,  
S.A., dba HCH, S.A.

IT IS ORDERED THAT:

Respondent's<sup>1</sup> answer (filed October 18, 1996) to  
petitioners' supplemental and amended petition to cancel is  
noted.

Petitioners' consented motion (filed October 31, 1996)  
to extend their time to respond to respondent's motion for  
summary judgment is granted.

Proceedings herein are suspended pending disposition of  
the motion for summary judgment.<sup>2</sup> Any paper filed during

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<sup>1</sup>The parties' attention is directed to the fact that there is  
only one respondent in this case, namely the current owner of the  
registration at the time the petition to cancel was filed. See  
the Board order dated July 8, 1996, page 2. There are three  
separate petitioners in the case.

<sup>2</sup>Respondent's attorney is requested to note that answers,  
motions, responses to motions, etc. should **not** be filed at the  
Board (i) with a blue legal paper wrapper; (ii) in black binders  
which are bound on the left side; and/or (iii) in triplicate.  
See SDT Inc. v. Patterson Dental Co., 30 USPQ2d 1707 (TTAB 1994);

the pendency of this motion which is not relevant thereto will be given no consideration. See Trademark Rule 2.127(d).



Beth Chapman  
Attorney, Trademark  
Trial and Appeal Board  
703-308-9300, ext. 221

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and TBMP §502.02. Each of these practices by counsel causes a heavy administrative burden on the Board clerical staff.

**KELLEY DRYE & WARREN LLP**

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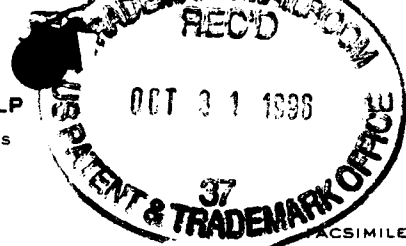
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October 31, 1996

**VIA EXPRESS MAIL**

Box TTAB NO FEE  
Assistant Commissioner for  
Trademarks  
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Arlington, Virginia 22202-3513

Re: Galleon S.A., Bacardi-Martini U.S.A., Inc.  
and Bacardi & Company Limited v. Havana Club  
Holding, S.A. and Havana Rum & Liquors, S.A.  
d/b/a H.R.L., S.A. -- Cancellation No. 24,108

Dear Sir or Madam:

On behalf of Petitioners, we enclose the original and two copies of Motion  
Upon Consent for Extension of Time for Petitioners to File a Response to Respondents'  
Motion for Summary Judgment Dismissing the Petition and for Other Relief in connection  
with the above cancellation.

Please acknowledge receipt of the above on the enclosed postcard.

Very truly yours,

*Margaret Ferguson*  
Margaret Ferguson

MF:mc  
Enclosures